

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 16-0521****HOPI TRIBE v. AZ SNOWBOWL, et al.****Appellate Case Information**

Case Filed: 12-Sep-2016

Case Closed:

**Dept/Composition****Side 1. HOPI TRIBE, Plaintiff/Appellant****(Litigant Group) HOPI TRIBE**● **HOPI TRIBE****Co-Counsel for: Plaintiff/Appellant**

Catherine M Wright, Esq. (AZ Bar No. 12007)

Martin P Clare, Esq. (AZ Bar No. 10812)

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Anne E Lynch, Esq. (DC Bar No. 976226)

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**Side 2. ARIZONA SNOWBOWL RESORT LIMITED PARTNERSHIP, et al., Defendant/Appellee****(Litigant Group) ARIZONA SNOWBOWL RESORT LIMITED PARTNERSHIP**● **Arizona Snowbowl Resort Limited Partnership****Attorneys for: Defendant/Appellee**

Paul G Johnson, Esq. (AZ Bar No. 10309)

Scott F Frerichs, Esq. (AZ Bar No. 12715)

**(Litigant Group) CITY OF FLAGSTAFF**● **City of Flagstaff****Co-Counsel for: Defndnt/Appellee City of Flagstaff**

John A Klecan, Esq. (AZ Bar No. 19159)

Kathleen L Wieneke, Esq. (AZ Bar No. 11139)

**CASE STATUS**

Sep 22, 2016....Stayed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
CON S0300CV201100701	Unclassified Civil		Mark R Moran, Authoring Judge of Order		

**OPEN DUE DATE****Additional Record Due****Due By:**

Monday, March 6, 2017

*notice of status of supplemental application and motion to amend*

*Re: \* ORDERED: continuing stay of this appeal to allow the superior court to rule on the supplemental application for attorney's fees and the Motion to Amend Judgment. FURTHER ORDERED: notice with rulings attached due within 10 days after the superior court r*

**32 PROCEEDING ENTRIES**

1.	12-Sep-2016	FILED: Index of Record, Notice of Appeal from Coconino County Superior Court filed 09/08/16
2.	12-Sep-2016	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3.	16-Sep-2016	FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
4.	20-Sep-2016	FILED: Notice of Pending Motion Under Rule 9 (e); Certificate of Service ISO Notice of Pending Motion Under Rule 9(e) (Appellant)
5.	20-Sep-2016	FILED: Michael D. Goodstein_Notice of Receipt of Complete Application; Michael D. Goodstein_Certificates of Good Standing; Michael D. Goodstein_Verified Application to the State Bar of AZ; Michael D. Goodstein_State Bar of Arizona 2016 Pro Hac Vice Renewal form (Appellant)
6.	22-Sep-2016	FILED: AMENDED Notice to Parties re: Appellant's Fee was paid/Case Management Statement/Brief Due

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7. 22-Sep-2016 ORDERED: (per Sorensen v. Farmers) staying appeal and revesting jurisdiction in Superior Court of Coconino County for purpose of permitting that court to consider the pending Rule 59 motion, the pending applications for attorneys' fees, and an application by appellant for a final judgment with Rule 54 (c) finality language. FURTHER ORDERED: notice with rulings attached due within 10 days after the superior court rules on the Rule 59 motion and the applications. FURTHER ORDERED: written notice of status of the Rule 59 motion and the applications due 11/07/2016. FURTHER ORDERED: vacating the 11/15/2016 due date for opening brief. The court will set a due date for the opening brief after the superior court rules on Rule 59 motion and the applications. Melina Brill ProTem Judge - Author
8. 23-Sep-2016 RECEIPT No.: 2016-01181 ; \$280.00, Authorization: 66013606841, Applied to: HOPI TRIBE - Class A Filing Fee (\$280.00) Paid for: Hunsucker Goodstein PC - By Integrated Resource Systems IN
9. 30-Sep-2016 FILED: 2016 06 13 Oral Argument on Motion to Dismiss before Judge Mark R. Moran; Certificate of Service (Appellant)
10. 30-Sep-2016 FILED: Notice of Receipt of Complete Application; Certificates of Good Standing; Verified Application to the State Bar of Arizona; Pro Hac Vice renewal (Appellant)
11. 6-Oct-2016 FILED: Case Management Statement; Case Management Statement (opposing party list); Courtesy Copy - Under Advisement Ruling filed 08/12/2016 in Coconino County Superior Court (Appellant)
12. 6-Oct-2016 FILED: Courtesy Copy - Notice of Receipt of Complete Application filed 09/13/2011 in Coconino County Superior Court; Certificate of Good Standing; Courtesy Copy - Application for Appearance Pro Hac Vice filed 09/13/2016 in Coconino County Superior Court; Pro Hac Vice renewal (Appellant)
13. 6-Oct-2016 FILED: Case Management Statement; Case Management Statement (opposing party list); Courtesy Copy - Under Advisement Ruling filed 12/23/2011 in Coconino County Superior Court (Appellant)
14. 6-Oct-2016 FILED: Courtesy Copy - Notice of Receipt of Complete Application filed 09/13/2011 in Coconino County Superior Court; Certificate of Good Standing; Courtesy Copy - Application for Appearance Pro Hac Vice filed 09/13/2016 in Coconino County Superior Court; Pro Hac Vice renewal (Appellant)
15. 7-Oct-2016 FILED: Case Management Statement (amended); Case Management Statement (opposing party list); Courtesy Copy - Under Advisement Ruling filed 08/12/2016 in Coconino County Superior Court (Appellant)
16. 7-Oct-2016 FILED: Courtesy Copy - Notice of Receipt of Complete Application filed 09/13/2011 in Coconino County Superior Court; Certificates of Good Standing; Courtesy Copy - Application for Appearance Pro Hac Vice filed 09/13/2016 in Coconino County Superior Court; Pro Hac Vice renewal (Appellant)
17. 28-Oct-2016 FILED: Unopposed Motion for Procedural Order to Accept Second Amended Case Management Statement; Certificate of Service (Appellant)
18. 28-Oct-2016 FILED: Notice of Receipt of Complete Application; Certificate of Good Standing (Pro Hac Vice); Verified Application to the State Bar of Arizona; Pro Hac Vice Renewal (Appellant)
19. 31-Oct-2016 ORDERED: Unopposed Motion for Procedural Order to Accept Second Amended Case Management Statement (Appellant) = GRANTED/accepting the second amended case management statement filed on 10/07/2016, in place of the case management statement filed 10/06/2016. Melina Brill ProTem Judge - Author
20. 7-Nov-2016 FILED: Petitioner's Notice to Court of Status of Rule 59 Motion for Reconsideration and Applications in Superior Court; Certificate of Service (Petitioner)
21. 7-Nov-2016 FILED: Notice of Receipt of Complete Application; Certificates of Good Standing; Verified Application to the State Bar of Arizona; Pro Hac Vice renewal (Petitioner)
22. 8-Nov-2016 ORDERED: continuing stay of this appeal for the purpose set forth in this court's 09/22/2016 order. FURTHER ORDERED: notice with rulings attached due within 10 days after superior court rules on Rule 59 motion and applications. FURTHER ORDERED: appellant shall file a timely notice of appeal after the superior court resolves the applications for attorneys' fees and enters a signed judgment with Rule 54 (c) finality language. FURTHER ORDERED: written notice of status of Rule 59 motion and the applications due 12/09/2016. Melina Brill ProTem Judge - Author
23. 22-Nov-2016 FILED: Petitioner's Notice of Superior Court Ruling on Rule 59 Motion for Reconsideration and Applications for Fees; Certificate of Service; Superior Court Ruling (Appellant)
24. 22-Nov-2016 FILED: MDG Notice of Receipt of Complete Application; Certificate of Good Standing; Verified Application; PHV Renewal (Appellant)
25. 8-Dec-2016 ORDERED: continuing stay of this appeal to allow superior court to enter a final judgment, appellant shall file a notice with this court with the judgment attached. FURTHER ORDERED: directing appellant to file written notice with this court of the status of the superior court proceedings on/before 01/17/2017. Melina Brill ProTem Judge - Author

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 16-0521****HOPI TRIBE v. AZ SNOWBOWL, et al.****32 PROCEEDING ENTRIES**

26. 27-Dec-2016 FILED: Petitioner's Notice of Judgment in Superior Court; Certificate of Service; December 12, 2016 Final Judgment in Superior Court (Appellant)
27. 27-Dec-2016 FILED: Notice of Receipt of Complete Application; Certificates of Good Standing; Verified Application to the State Bar of Arizona; Pro Hac Vice Renewal (Appellant)
28. 3-Jan-2017 ORDERED: directing appellant to file notice due 01/17/2017, about whether it has filed a timely notice of appeal from the 12/12/2016 judgment. If appellant has filed a timely notice of appeal, appellant shall forward a file-stamped copy of notice of appeal in this court. FURTHER ORDERED: court will issue a briefing schedule upon receipt of appellant's notice. Melina Brill ProTem Judge - Author
29. 11-Jan-2017 FILED: Supplemented Superior Court e-Record with Revised Index of Record (including Notice of Appeal filed 12/30/2016 in Coconino County Superior Court)
30. 17-Jan-2017 FILED: Courtesy Copy - Notice of Receipt of Complete Application filed 09/13/2011 in Coconino County Superior Court; Certificate of Good Standing; Courtesy Copy - Application for Appearance Pro Hac Vice filed 09/13/2011 in Coconino County Superior Court; Untitled (Pro Hac Vice renewal) (Appellant)
31. 17-Jan-2017 FILED: Petitioner's Notice Regarding Filing Notice of Appeal with the Superior Court and Status of Superior Court Proceedings; Certificate of Service; Courtesy Copy - Notice of Appeal filed 12/30/2016 in Coconino County Superior Court (Appellant)
32. 19-Jan-2017 ORDERED: continuing stay of this appeal to allow the superior court to rule on the supplemental application for attorney's fees and the Motion to Amend Judgment. FURTHER ORDERED: notice with rulings attached due within 10 days after the superior court rules on supplemental application and motion to amend. FURTHER ORDERED: directing appellant to file written notice of status of supplemental application and motion to amend on/before 03/06/2017. Melina Brill ProTem Judge - Author